

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

GOVERNMENT'S MOTION FOR PERMISSION
TO FILE GOVERNMENT'S RESPONSE THREE DAYS LATE

The United States of America, by Michael J. Sullivan, United States Attorney for the District of Massachusetts, hereby moves this court for permission to file its response to defendant's motion (Dkt. # 40) three days late. As grounds for this motion, the government states that the undersigned Assistant U.S. Attorney's father had open-heart surgery on July 27, 2006.

Respectfully submitted,

MICHAEL J. SULLIVAN
United States Attorney

By: /s/ Paul Hart Smyth

Paul Hart Smyth
Assistant U.S. Attorney

Dated: August 3, 2006